
ENGROSSED SENATE BILL 6045

State of Washington 54th Legislature 1995 Regular Session

By Senators Bauer, Hochstatter, Gaspard, McAuliffe and Winsley

Read first time 02/28/95. Referred to Committee on Education.

1 AN ACT Relating to retired administrators; amending RCW 41.32.570;
2 creating a new section; and declaring an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The legislature finds that continuity of
5 administrative leadership in public schools is a significant factor in
6 the quality of educational programs both at school sites and central
7 district offices. School districts should have greater flexibility
8 than current law allows in filling unanticipated vacancies in
9 administrative positions. Retired school administrators have extensive
10 leadership experience that can provide for continuity in educational
11 programs and may be employed by school districts for an extended period
12 of a school year when unanticipated vacancies occur.

13 **Sec. 2.** RCW 41.32.570 and 1994 c 69 s 2 are each amended to read
14 as follows:

15 (1) Any retired teacher or retired administrator who enters service
16 in any public educational institution in Washington state shall cease
17 to receive pension payments while engaged in such service: PROVIDED,

1 That service may be rendered up to seventy-five days per school year
2 without reduction of pension.

3 (2) In addition to the seventy-five days of service permitted under
4 subsection (1) of this section, a retired teacher may also serve only
5 as a substitute teacher for up to an additional fifteen days per school
6 year without reduction of pension if:

7 (a) A school district, which is not a member of a multidistrict
8 substitute cooperative, determines that it has exhausted or can
9 reasonably anticipate that it will exhaust its list of qualified and
10 available substitutes and the school board of the district adopts a
11 resolution to make its substitute teachers who are retired teachers
12 eligible for the additional fifteen days of extended service once the
13 list of qualified and available substitutes has been exhausted. The
14 resolution by the school district shall state that the services of
15 retired teachers are necessary to address the shortage of qualified and
16 available substitutes. The resolution shall be valid only for the
17 school year in which it is adopted. The district shall forward a copy
18 of the resolution with a list of retired teachers who have been
19 employed as substitute teachers to the department and may notify the
20 retired teachers included on the list of their right to take advantage
21 of the provisions of this subsection; or

22 (b) A multidistrict substitute cooperative determines that the
23 school districts have exhausted or can reasonably anticipate that they
24 will exhaust their list of qualified and available substitutes and each
25 of the school boards adopts a resolution to make their substitute
26 teachers who are retired teachers eligible for the extended service
27 once the list of qualified and available substitutes has been
28 exhausted. The resolutions by each of the school districts shall state
29 that the services of retired teachers are necessary to address the
30 shortage of qualified and available substitutes. The resolutions shall
31 be valid only for the school year in which they are adopted. The
32 cooperative shall forward a copy of the resolutions with a list of
33 retired teachers who have been employed as substitute teachers to the
34 department and may notify the retired teachers included on the list of
35 their right to take advantage of the provisions of this subsection.

36 (3) In addition to the seventy-five days of service permitted under
37 subsection (1) of this section, a retired administrator may also serve
38 as a replacement administrator up to an additional fifteen days per
39 school year without reduction of pension if a school district board of

1 directors adopts a resolution declaring that an emergency exists due to
2 an unanticipated vacancy and that the extended employment of a retired
3 administrator is necessary to provide continuity of educational
4 leadership. This subsection applies to persons employed as replacement
5 administrators after December 31, 1994.

6 (4) Subsection (1) of this section shall apply to all persons
7 governed by the provisions of plan I, regardless of the date of their
8 retirement, but shall apply only to benefits payable after June 11,
9 1986.

10 ((4)) (5) Subsection (2) of this section shall apply to all
11 persons governed by the provisions of plan I, regardless of the date of
12 their retirement, but shall only apply to benefits payable after
13 September 1, 1994.

14 NEW SECTION. Sec. 3. This act is necessary for the immediate
15 preservation of the public peace, health, or safety, or support of the
16 state government and its existing public institutions, and shall take
17 effect immediately.

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